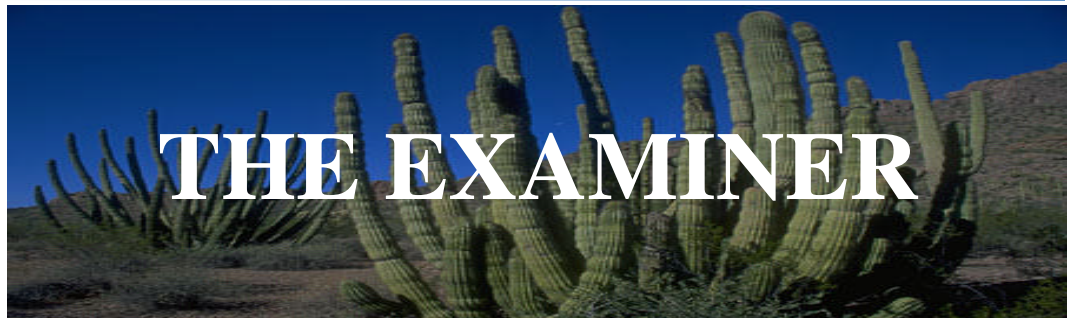




Issue 10

June 2006



THE BOARD'S BILL IS APPROVED

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With the signing of Senate Bill 1080 "Board of Psychologist Examiners; Omnibus," the Legislature has made numerous statute changes requested by the Board that will benefit the public, psychologists and new applicants for licensure. Many of these changes have arisen out of actual cases before the Board and reflect the Board's ongoing effort to improve its licensing process and its regulation of the psychology profession to protect the health, safety and welfare of Arizona citizens. Some highlights of the more significant changes include the following:

• **APA Code of Ethics**

Adopted - The Board will now officially adopt a code of ethics based on the American Psychological Associations' Code of Ethics as the standard of practice for psychologists in Arizona. While the Board has taken the APA Code of Ethics into account in prior cases, it

always considered the code to be more illustrative of community standards in psychology rather than having legal weight in the consideration of complaints. The statute now requires the Board to apply the code that will be adopted "to all Board enforcement policies and disciplinary case evaluations." While the Board still will not be available to provide ethical advice (see article "Advice Column" on page 5), the advice of the APA's Committee on Ethics to Arizona licensees may be more relevant than before. Violating the APA ethical standards, as adopted by the Board, will be an act of unprofessional conduct.

- **Responses to Letters of Concern Permitted** - Another new provision of the revised statute specifies that a licensee may file a written response to a letter of concern he or she

receives within 30 days after the action is taken. The response will be a public document provided to anyone requesting a copy of the letter of concern. This offers licensees an opportunity to respond to the Board's issuance of a letter of concern which, because it is not a disciplinary action, cannot be appealed.

- **Non-State University Board Members** - For the last forty-one years, the two university psychologist member positions have been filled by only members of the three state universities: Arizona State University, Northern Arizona University, and the University of Arizona, in a kind of rotation among the three. The statute now specifies that university Board members may be appointed from universities in Arizona

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Meet the Board's Newest Members!

Gary D. Lovejoy, Ph.D. of Tempe is a returning professional practice Board member, replacing David Yandell, Ph.D. He was previously a member of the Board from 1997-2002. A Counseling Psychologist and graduate of Arizona State University, he brings a breadth of professional practice experiences with diverse patient groups, work settings and practice models. He has worked with preschoolers through older adults and in the work settings of urban and rural areas, non-profit agencies, schools, government and business contracting; and private practice - in solo and multidisciplinary group practice. He has practiced psychology for over 26 years and has been in full time private practice since 1988. He has volunteered extensively in community and professional associations advocating for social issues and for professional psychology. He is the recipient of the Arizona Psychological Association (AzPA)'s *Distinguished Contribution to the Practice of Psychology Award*. He has served as AzPA President and as President of the Arizona Psychological Foundation. He is on the Council of Representatives of the American Psychological Association (APA), elected by Arizona psychologists to represent them. He also currently serves on APA's Committee on Professional Practice and Standards (COPPS). Dr. Lovejoy's past community service has included advocacy in children's mental health services in low income minority communities, child sexual abuse prevention and HIV/AIDS education and prevention. In his spare time he is a long time practitioner of T'ai Chi Chuan. Dr. Lovejoy's current term with the Board will expire 01/17/2010.

Alfred (Fred) Wiggins, Ph.D. of Tucson is also a professional practice member filling the seat vacated by Wil Counts, Ph.D. Dr. Wiggins has more than 25 years of experience in the mental health field and currently works at the

University of Phoenix Southern Arizona Campus as the Campus College Chair for Social and Behavioral Sciences. He also maintains a private practice in counseling and consultation known as PEACEMAKERS. Dr. Wiggins' general practice interests include individual, couples, family and group therapy, and he is an experienced trainer and supervisor. He is an educator with interests in multicultural counseling, human development, counselor education, and counselor supervision, to name a few. Specific areas of interest and specialization include multicultural counseling, African American psychological issues, anti-racism training, diversity awareness facilitation, consultation and teaching. Dr. Wiggins' passion is human development with a special focus on adolescents, developmental transitions, and racial identity issues for African Americans and other people of color. Dr. Wiggins' term with the Board will expire 01/18/2010.

Melissa Del-Colle, LMSW of Tempe now fills out the term of former public member Manuel Delgado, JD. Ms. Del-Colle is a Crime Analysis Technician with the Scottsdale Police Department. She has also worked as a Victim Advocate in the Phoenix Police Department's Crimes Against Children Unit, and as the Coordinator of the Arizona Human Service Providers AmeriCorps Program. She began her career in social services working as a volunteer receptionist for the Center Against Sexual Abuse. She earned both her Bachelors and Masters degrees, with an emphasis on community organization and research, from Arizona State University. Additionally, Ms. Del-Colle has worked as a fiduciary case manager for the Arizona Department of Veteran Services, as an intern for Arizona State Representative Leah Landrum-Taylor in coordinating the Grandparents Raising

Grandchildren housing project, and as a program analyst intern for Newtown Community Development Corporation. In her spare time, Ms. Del-Colle enjoys working with World Hunger Education, Advocacy and Training (WHEAT), and spending time with her family. Ms. Del-Colle's term with the Board will expire 01/15/2007.

Ramona Mellott, Ph.D. of Flagstaff replaced Dr. Michael Rohrbaugh as a university member. Dr. Mellott is a Professor and Chair of the Department of Educational Psychology at Northern Arizona University (NAU). She came to NAU in 1991 as an Assistant Professor. She assumed the Chair position in 2000. Dr. Mellott holds M.S. and Ph.D. degrees in Counseling Psychology from the University of Southern Mississippi. She also holds B.A. and M.A. degrees in Psychology from the University of Bombay. Her areas of teaching have included Psychological Testing, Theories of Counseling, Practicum, Alcohol and Drug Abuse Prevention and Intervention, Clinical Supervision, Ethics, Doctoral Practicum, and Assessment and Diagnosis. Her research interests include, or have included Psychological Adjustment of Sexually Abused Girls, Familial Alcoholism, and The Big 5 Personality Factors Across Different Cultures. In addition to her academic duties, Dr. Mellott worked as a part-time consultant psychologist at The Guidance Center in Flagstaff from 1999 through 2002. She has been very active in professional and university service and served as the President of the Northern Arizona Psychological Association in 2001. In her free time, she and her husband are busy taking care of their two sons, ages 10 and 13. Dr. Mellott also enjoys reading, traveling, and playing board and card games. Dr. Mellott's term with the Board will expire 01/17/2011.

The Board's Bill Is Approved (continued)

(Continued from page 1)

besides the state universities, provided the university has a doctoral program in psychology that meets Arizona's licensure requirements. In the future, this will allow the Governor to appoint Board Members from faculty at private universities.

- **National Exam (EPPP) Issues** - The Board has had rather restrictive rules in place for some years regarding the acceptance of the exam scores of applicants for licensure who had taken the national exam in other states. At various points, those who took the exam before it was given in Arizona (1978) and those who took the exam before there was a pass-point recommended by the

Association of State and Provincial Boards (1992) either had to re-take and pass the exam, or were denied licensure. The new statute will allow the Board to accept passing exam scores from any date an applicant took the exam. Secondly, the statute revision will also allow applicants to take the EPPP after completion of the doctoral degree and prior to completion of post-doctoral training.

- **Expanded Options Regarding Training** - The Board will also have the ability to waive the internship verification requirements for psychologists licensed in other jurisdictions for at least 20 years. This is similar to the provision the Board has had which allows it to waive the post-doctoral training

verification requirements for psychologists who have been licensed at least 10 years in another jurisdiction. Additionally, the Board will be able to accept internship and post-doctoral training that was completed in Canada and that meets Arizona licensure requirements. Most training requirements in Canada are similar to those in the United States.

NOTE: You can read SB1080 in its entirety at www.psychboard.az.gov.

Both SB1080 and HB2786 (see below) **will take effect ninety (90) days after the close of the legislative session.**

New Written Protocols Required Regarding Disposition of Records

Another new law that will affect psychologists, among other health professionals, is House Bill 2786. This bill mandates that health professionals prepare a written protocol for the secure storage, transfer and access of the medical records of the health professional's patients. HB2786 also classifies failure to develop the protocols as unprofessional conduct. The protocols prescribed must comply with the relevant requirements of title 12, chapter 13, article 7.1 regarding medical records and must specify:

- a) that the health professional will notify patients before terminating and selling his or her practice to inform the patient about the future location of the medical records and how they may be accessed;

- b) the procedure by which the health professional may dispose of unclaimed records after a specified period of time and after good faith efforts to contact patients; and

- c) how the health professional shall respond in a timely manner to patient requests for copies of or access to their medical records.



The bill also mandates that the health professional shall indicate compliance with the requirements of this statute on the health professional's application for renewal. The Board will be adding this as a new question to the 2007-2009 License Renewal Application.

In addition to taking disciplinary action against a health professional who does not comply with this law, the health professional's regulatory board may take corrective action regarding the proper storage, transfer and access of the medical records of the health professional's patients. This corrective action, however, will not require that a board take possession or management of the medical records. This law will not apply to a health professional who is employed by a health care facility that is responsible for the maintenance of the medical records.

For more information on this bill or other legislation, you can access the legislature's website at www.azleg.state.az.us.

NEW LICENSEES *(through May 31, 2006)*

The Board has licensed the following 138 psychologists since the last newsletter was published in September 2004

ADKINS, Amber, Ph.D.	GALLUCCI-BREITHAUPT, Adrienne, Psy.D.	NELSON, Lonnie, Ph.D.
AHLSTRAND, Karin, Ph.D.	GARBY, Tina, Psy.D.	OLVEY, Cynthia, Psy.D.
ALBRECHT, Douglas, Ph.D.	GEER, Tracey, Ph.D.	PARTINGTON, Deborah, Psy.D.
ALLEN, Bruce, Ph.D.	GILL, Stephen, Ph.D.	PATRICK, Susan, Psy.D.
ANDERSON, Thomas, Psy.D.	GRIFFIN, Susanne, Psy.D.	PECAUT, Linnus, Ph.D.
ANDJELKOVIC, Sheri, Psy.D.	GUTMAN, Renee, Ph.D.	PELZ, Ronald, Psy.D.
ASHLEY, Norine, Psy.D.	HANISH, Christine, Ph.D.	PEREYRA-QUIROZ, Rosalia, Psy.D.
AVILES -GALBERTH, Nicole, Ph.D.	HARRIS, Sandra, Ph.D.	PERSINGER, Lisa, Ph.D.
AZZI, Lorenzo, Ph.D.	HAYES HAMMER, Jill, Ph.D.	PETERSEN, Kathleen, Ph.D.
BAILEY ARIZPE, Melissa, Psy.D.	HERETICK, Donna, Ph.D.	PETERSON, Karen, Ph.D.
BAILLIO, Jill, Ph.D.	HIBBERT, Christina, Psy.D.	QUIMBY, Scott, Ph.D.
BAKER, Jason, Ph.D.	HIRSCH, Barry, Ph.D.	RAMOS-GRENIER, Julia, Ph.D.
BARRONS, Heather, Psy.D.	HIXON, William, Psy.D.	REMINER, Sheryl, Ph.D.
BARTOSH, Darci, Psy.D.	HUTCHINSON, Geoffrey, Ph.D.	RENNER, Peggy, Ph.D.
BELL-PRINGLE, Virginia, Ph.D.	IANNONE, Christen, Psy.D.	RIFF, Jennifer, Ph.D.
BIGGS, Patrick, Ph.D.	JARMON, David, Ph.D.	SANCHEZ, Peter, Ph.D.
BISENZ, Beat, Ph.D.	JAVINE, Doris, Ph.D.	SCHMUCKER, Kevin, Ph.D.
BJORKMAN, Amy, Ph.D.	JONES, Andrew, Ph.D.	SERLIN, Jennifer, Ph.D.
BLAD, Stephen, Ph.D.	KATEN, Christina, Psy.D.	SHEHORN, Cathy, Ph.D.
BLEECKER, Felicia, Psy.D.	KERVICK, Robyn, Ph.D.	SHINEDLING, Martin, Ph.D.
BONFIGLIO, Roxanne, Psy.D.	KILGORE, Heath, Psy.D.	SIMONELIC, Becky, Psy.D.
BRANTON, Raymond, Psy.D.	KINNEBREW, Lacsresha, Psy.D.	SIPSAS-HERRMANN, Athanasia, Ph.D.
BREUS, Michael, Ph.D.	KRASNOW, Aaron, Ph.D.	SMALL, Lynette, Psy.D.
BRODSKY-JONES, Nikki, Ph.D.	KRUGER, Daniel, Ph.D.	SOWARDS, Darcy, Psy.D.
BRUNNER, Thomas, Ph.D.	LAFFERTY, Jennifer, Ph.D.	SPARROLD, Brenda, Ph.D.
BUCKLE, Kenneth, Psy. D.	LAIRD, Linda, Ph.D.	SPIERS, Erin, Psy.D.
BURNS, Dennis, Ed.D.	LAWRENCE, Virginia, Ph.D.	STAFFORD, Neil, Psy.D.
BURRUEL-HOMA, Lori, Ph.D.	LEININGER, Bruce, Ph.D.	STIBICK, Debra, Ph.D.
BURROWS, Fiona, Psy.D.	LOCKE, Dona, Ph.D.	STRASBERG, Patricia, Ed.D.
BUSHMAN, Benjamin, Ph.D.	LOPEZ, Cristy, Ph.D.	TARAZON, Adriana, Ph.D.
CARROLL, Kimberly, Psy.D.	LUTES, Lesley, Ph.D.	TAYLOR, Patti, Ed.D.
COLLINS, Carol, Ed.D.	MARKS, Michael, Ph.D.	THIRAKUL, Mary Ann, Psy.D.
COPPERSTONE, Jeanine, Ph.D.	MARSH, Devin, Ph.D.	THORSTAD, Roxane, Psy.D.
COST, Mary, Psy.D.	MATCHETT-MORRIS, Glenn, Ph.D.	TILUS, Michael, Psy.D.
CRAMER-PEARSON, Kathleen, Ph.D.	MAURICIO, Anne, Ph.D.	TRAVIS, Linda, Psy.D.
CUNNINGHAM, Linda, Ph.D.	McINTYRE, David, Ph.D.	VOGT, Kay, Psy.D.
D'AMBROSIO, Amy, Psy.D.	MEAGHER, Tracy, Psy.D.	WASSERBAUER, Amy, Ph.D.
DAVIDSON-METHOT, David, Ph.D.	MERRILL, Thomas, Ph.D.	WATT, Lisa, Ph.D.
DAY-HARDWIG, Kristin, Psy.D.	MILLER, Homer, Ph.D.	WEISBERG, Mark, Ph.D.
DeSOTO, Marta, Ph.D.	MILLER, Ronald, Psy.D.	WELLER, Jonathan, Ph.D.
DORRE, Anne, Ph.D.	MONHEIM, Cynthia, Ph.D.	WETHE, Jennifer, Ph.D.
DOYLE, Kathryn, Ph.D.	MONTAG, Kimberly, Ph.D.	WORSLEY, Jacqueline, Psy.D.
DURHAM, Christina, Ph.D.	MORRONE-STRUPINSKY, Jeannine, Ph.D.	WORSLEY, Michael, Psy.D.
ERLICH, Andrew, Ph.D.	MOTOIKE, Janice, Ph.D.	WRIGHT, Kimi, Ph.D.
FINCH, Melisa, Ph.D.	NADIG, Charulata, Psy.D.	YUAN, Nicole, Ph.D.
FULLER, Kristi, Psy.D.	NEAL, Kristine, Ed.D.	ZABEL, Jeffrey, Ph.D.



Reminder for Postdoctoral Supervision of Applicants

As most readers of this article are aware, applicants for licensure as a psychologist in Arizona are required to complete a minimum of fifteen hundred hours of supervised postdoctoral professional experience in addition to the fifteen hundred hours of supervised internship training. The supervision of the applicant is to be conducted by a psychologist who is licensed or

certified by the state board of psychologist examiners in the state in which the supervision occurs.

The licensure statutes require that at the time the supervision occurs, the supervisor must have been licensed or certified to practice psychology at the independent level by any licensing jurisdiction of the United States or Canada for

at least two years and must be competent in the areas of functioning of the applicant .

If you frequently provide supervision to psychology trainees, you may consider it helpful to obtain continuing education hours related to the supervision of those individuals.

Advice Column

It has been a longstanding policy of the Board that staff and Board members do not provide legal or ethical advice to licensees or members of the public. Since no one Board member is a single repository of all legal and ethical information and because none of the Board's staff members are psychologists, it could be problematic if the Board were to advise a licensee to pursue a certain course of action, only to have a complaint filed against that licensee.

The Board's staff receives legal and ethical questions on an almost daily basis and this article will advise potential questioners that the staff's standard reply will be the following:

Please be advised that Board staff and Board members cannot provide legal or ethical advice. However, you might wish to consider:

1. *Reviewing the Board's statutes and rules on the Board's website at www.psychboard.az.gov. Please be advised that*

the Board staff and Board members cannot provide interpretations of the statutes and rules.

2. *Consulting with respected colleagues who could advise you. You should document the consultations.*
3. *Consulting with a psychological association.*

Board staff and Board members cannot give legal or ethical advice, or interpret statutes or rules.

4. *Checking with your professional insurance carrier for consultation on these types of issues.*
5. *Contacting an attorney.*

Many legal and ethical questions can be answered through a review of the Board's statutes and rules. You should be sure to check both sources. Issues that are briefly addressed in the statutes are often elaborated upon in the rules

(e.g., continuing education requirements). While the Board and its staff will never tell you what you should do (other than "obey the law"), we might be able to point out statutes relevant to your situation that may answer your question. Staff is primarily familiar only with the "Psychology Practice Act," Arizona Revised Statutes ("A.R.S.") §§ 32-2061 to 32-2086 and the Arizona Administrative Code ("A.A.C.") R4-26-101 to R4-26-308. However, other statutes and rules might apply to a particular question that may be contained in other parts of the A.R.S., the A.A.C., or even federal law (e.g. HIPAA). As noted above in the Board's standard response to legal/ethical questions, the Board and its staff also do not provide legal interpretations of the statutes and rules. We might direct you to certain statutes and rules, but it will be up to you to read and understand them and apply them to your situation. If you still have difficulty with that, our standard response does include a variety of resources that you might consult.

Retired Status

Since the publication of our last newsletter, the following individuals have retired their Arizona psychologist licenses:

ALBORNOZ, Jaime, Ph.D.

BARBER, Bernard, Ph.D.

BASSETTI, Roger, Ed.D.

BLACKHAM, Garth, Ph.D.

BROWN, David R., Ph.D.

BURGER, Donald G., Ph.D.

CARNAHAN, James E., Ph.D.

CLARFIELD, Leslie, Ph.D.

COLLIER, Kenneth, Ed.D.

COX, Michael H., Ph.D.

CURRAN, Patrick, Ph.D.

DiCENSO, Gloria, Ph.D.

DORAN, Anthony, Psy.D.

DUNN, Laurie, Ph.D.

EBER, Herbert, Ph.D.

ESTRADA, Jeffrey, Ph.D.

FOLEY, Jeanne, Ph.D.

FORD, Doris J., Ph.D.

GAMBELL, Leona, Ph.D.

GASKILL, Mark, Ph.D.

GREEN, Valerie, Ph.D.

HAAN, Johanna, Ed.D.

HAHNLOSER, Rudolf, Ph.D.

HOELLE, Carl, Ph.D.

HOWARD, Timothy, Ph.D.

IJAMS, Maxine Ph.D.

JONES, Gregory F., Ph.D.

KRIDLER, Karen, Ph.D.

LAWSON, Karen, Ph.D.

LENZ, Joseph, Ph.D.

LEWIS, Farrell, Ph.D.

LINDER, Marie, Ph.D.

LUNDQUIST, Gerald W., Ph.D.

MARTINY, Brita, Ph.D.

MAY, Anne, Ph.D.

MURRAY, Anne, Ph.D.

OQUEST, Barbara, Psy.D.

POWELL, David A., Ph.D.

PRATHER, Dirk, Ph.D.

RATNER, Lawrence, Ph.D.

REFFRUSCHINNI, Janis, Ph.D.

RIGGS, Dawn, Ph.D.

SINCOX, James, Psy.D.

SLOAN, Melissa, Psy.D.

SPENCER, Mary E., Ph.D.

STEFFEY, Dixie, Ph.D.

TOBIASON, Rolf, Ed.D.

TOBIN, Tillie, Ph.D.

VOORDE, Janet, Ph.D.

WEISS, Rosalee, Ph.D.

WIESNER, Bonnie, Ph.D.

WOOD, James M., Ph.D.

WYNKOOP, Robert, Ph.D.

YOUNG, Peter M., Ph.D.

In Memoriam . . .

It is with deep regret that the Board notes the passing of the following licensees:

BREWER, Paul W., Ph.D.

EDGEHILL, Steven L., Ph.D.

FRIEDMAN, Mark, Ph.D.

GRUVER, Gene G., Ph.D.

HAYNES, C. Rayfield, Ph.D.

KULHAVY, Raymond W., Ph.D.

ROMINE, Patrick B., Ph.D.

WEBSTER, Gerald B., Ed.D.

The Board extends condolences to the family, friends and professional colleagues of these licensees.



Board Disciplinary Actions (since the 2004 Newsletter)

Marilyn Kieffer-Andrews, Ph.D.

Docket No. 2003-039

The psychologist failed: to communicate with the referring and co-treating psychologist, and to collaborate or form a joint treatment plan for an adolescent male client; to follow-up with the co-treating psychologist regarding the care of the client; to perform an adequate suicide assessment of the client; to follow-up regarding the client's suicidal ideation; to disclose her level of training and education to the client's parents; and to obtain proper informed consent, including medication management, from the client's parents prior to treating the adolescent male, and utilized a consent form which failed to contain adequate information upon which to base consent for treatment.

Action: Consent Agreement to place her license on inactive status and not renew the license. (08/05/05)

Frank Powers, Ph.D.

Docket No. 2003-040

The psychologist failed: to adequately document the history of an adolescent male client; failed to follow-up on the client's suicidal ideations; to note in his records that he had referred the client to another psychologist; to communicate with the other psychologist about the client's care or treatment while the client was alive; to collaborate or form a joint treatment plan with the other psychologist; failed to document a contemporaneous record of the client's treatment, and used billing statements that failed to identify the client, the services rendered or the amount of the charges; and used an inadequate consent form which failed to clearly identify the client, failed to clearly identify the reason for the referral, did not contain true or accurate statements regarding confidentiality or records retention, and did not provide adequate information upon which to base consent.

Action: Consent Agreement for probation for 3 years to include a practice monitor, a practice management consultant, 36 hours of continuing education, and no minor clients. (06/04/05)

William Beaver, Ph.D.

Docket No. 2004-013

From March 1991 through September 1993, the psychologist: failed to make formal session notes for a

client, but instead merely made notations on billing receipts; listed dates in his appointment log that did not correspond with his handwritten log; conducted approximately 150 sessions for which he had no session notes or billing receipts; had records which contained session notes for which no appointment was documented in his appointment book; recorded family therapy as individual therapy on several occasions; had records which failed to contain an informed consent form signed by the client; and billed a third-party payer for a session for which he had no session note or billing record.

Action: Consent Agreement to complete 12 hours of continuing education and engage the services of a practice management consultant. (10/22/04) Terms completed 11/09/05.

Peter Young, Ph.D.

Docket No. 2004-018

On April 2, 2003, while acting as a clinical psychologist in the U.S. Air Force, the psychologist's provider privileges were suspended; after undergoing a neuropsychological evaluation, on December 9, 2003, his clinical privileges/practice were restricted and reduced "due to a medical/mental health condition that adversely affected his ability to practice within acceptable standards of care, and to provide ethical, safe patient care;" in April 2004 he resigned from the U.S. Air Force with an honorable discharge in lieu of a hearing and possible Other Than Honorable Condition discharge.

Action: Consent Agreement to not practice psychology until he is able to demonstrate his fitness to practice to the Board. (11/01/04)

David Pool, Psy.D.

Docket No. 2004-027

The psychologist failed: to respond to a client's request for a receipt; to reimburse a client when it was determined that office staff had provided misinformation regarding insurance and billing; to use a consent form which was clear and accurate; to follow policies and practices stated in the consent form and did not ensure that all information on the preprinted form was accurate and up to date; to ensure the accuracy of test administration and scoring conducted by the

(Continued on page 8)

Board Disciplinary Actions (continued)

(Continued from page 7)

practicum students and interns under his supervision; to ensure that administrative and interpretive procedures were accurately followed; to refrain from using interns or practicum students in the administration of tests that required advanced course completion; to charge for services only agreed upon in advance with the client; to bill the client and/or the insurance company only for services provided; to respond to Board subpoenas in a timely manner; to provide an adequate foundation for a client's diagnosis; to include only accurate information and refrain from listing credentials that he did not possess when listing professional credentials on his curriculum vita; to reconcile contradictory test information; to address the referral questions in a psychological report; to address the issue of suicide with a client to determine risk; to keep a copy of previous test results for his records; and provided inadequate training and information to his office staff so that they could communicate information to clients and potential clients; and presented incorrect test data in a report.

Action: Probation for 4 years, to include successful completion of 6 hours of coursework at the graduate level at an accredited educational institution in psychodiagnostics, practice supervision, and the prohibition from employing or supervising psychological assistants, interns, post-doctoral students or interns while on probation. (06/03/05)

Lydia Garrett, Ph.D.

Docket No. 2004-048

The psychologist failed: to comply with appropriate state reporting requirements for suspected child abuse for a minor child client; to make the child's records available to father upon written request; to provide a written explanation for denying father the records and failed to document such in her records; to communicate to the father that the child may inflict harm on him; to provide informed consent that included information about child abuse reporting, confidentiality limits and privacy practices, and made a statement that father had abused the child, but failed to declare the foundations or limitations of her conclusion; .

Action: Decree of Censure and Probation for 1 year, to include completion of 3 semester hour graduate course in ethics with a grade of "B" or better. (06/10/05)
Terms completed 10/13/05.

Walter Fidler, Ph.D.

Docket Nos. 2004-011 & 2005-010

The psychologist failed: to comply with the terms of a previous Board Order; to provide records to a patient upon written request; to respond in a timely manner to a Board issued Subpoena Duces Tecum, and practiced psychology while his license was suspended.

Action: Revoked. (08/09/05)

David Pool, Psy. D.

Docket No. 2005-022

The psychologist was arrested twice (including one conviction) for Driving Under the Influence, and failed to report these violations to the Board on his 2005 licensure renewal application. The Board issued an Interim Order for Substance Abuse Evaluation of Licensee. The evaluator concluded that the psychologist was unable to safely practice psychology and recommended he successfully complete an in-patient treatment program.

Action: License placed on Medical Inactive status and suspended the requirements of Board Order No. 04-27 until the licensee appears before the Board and is able to demonstrate by appropriate means his ability to safely practice psychology with regard to his substance abuse. (08/08/05)

David Biegen, Ed.D.

Docket No. 2005-024

The psychologist failed: to maintain clinical boundaries by having an unprofessional and inappropriate romantic relationship with a female client for whom he was providing restorative services; to utilize a consent form that adequately explained his restoration services; to maintain professional confidences in that he wrote a personal note to the female client using the back of another client's invoice; and to maintain/retain professional records pertaining to sessions he had with the female client.

Action: Consent Agreement for probation for 5 years, to include 3 years of supervised practice, psychotherapy, having a chaperone present for all female clients, completion of 18 hours of continuing education in ethics, and completion of 18 hours of continuing education in boundary issues. (11/14/05)

(Continued on page 9)

Board Disciplinary Actions (continued)

(Continued from page 8)

David Pool, Psy.D.

Docket No. 2005-036

The licensee held himself out as able to practice psychology while his license was on Medical Inactive Status.

Action: Consent Agreement for a Decree of Censure. (12/20/05)

Steven W. Henderson, Ph.D.

Docket No. 2005-040

The psychologist was arrested and charged with six counts of sexual conduct with a minor, three counts of child molestation, two counts of sexual abuse, and one count of luring a minor for sexual exploitation.

Action: Interim Consent Agreement for Suspension of License Pending Resolution of Criminal Charges. His license is suspended until final resolution of the criminal charges, at which time the Board will reconsider the appropriate action to take, if any. (12/20/05)

Jennifer Caughlin, Ph.D.

Docket No. 2005-041

The psychologist failed to comply with the Board's continuing education requirements for license renewal.

Action: Consent Agreement for a \$300 Civil Penalty and mandatory audit of her continuing education for the 2007 license renewal cycle. (02/15/06) Paid 03/07/06.

Jay Heisler, Ph.D.

Docket No. 2006-003

On November 11, 2005, the psychologist's license to practice psychology in the state of Alabama was placed on probation for 24 months for providing false information to that Board.

Action: Consent Agreement not to practice psychology or hold himself out as a psychologist under his current license, not to renew his current license, and not to reapply for a license for at least ten years. (05/01/06)

Charulata Nadig, Psy.D.

Docket No. APP-05-03

During the licensure application process, the applicant revealed that her Title IV clinical privileges were revoked on October 24, 2002, due to substandard or inadequate care. It was further revealed that she failed to document outpatient mental health care provided to multiple patients in over 200 patient encounters, that on multiple occasions she caused patient visits to be cancelled due to her failure to arrive in a timely manner, that she had an unauthorized absence, and that her deficiencies may have been due in part to a medical condition.

Action: As a condition for granting licensure, a Consent Agreement for probation for 2 years during which time she must remain under a psychiatrist's care who reports quarterly to the Board. (06/28/05)

Thomas Anderson, Psy.D.

Docket No. APP-05-54

During the licensure application process, the applicant revealed that his license to practice psychology in the state of Florida had been revoked July 13, 1993, as the result of a series of unfortunate circumstances which began with his paying to renew his Florida license using a check that did not clear due to insufficient funds. The State of Florida granted the applicant a new license February 20, 2002, which is in good standing.

Action: As a condition for licensure, a Consent Agreement for a Decree of Censure. (12/20/05)



APPELLATE UPDATE



Lawsuits involving the Board recently resolved in the court system were:

filed late. The superior court and the court of appeals affirmed that decision and the Arizona Supreme Court declined review of the decision, upholding the Board's action.

Appeals. That Court reversed the portion of the judgment that vacated the Board's Order and remanded to the trial court for entry of an Order remanding the case to the Board. As a settlement of the case by Consent Agreement, Dr. McDonald was issued a Letter of Concern for his intervention strategy in a case, which the Board determined was unwise and subject to misinterpretation. In accordance with the Consent Agreement, each party was to bear their own costs and attorneys fees.

Stapert v. Board - LC2003-00640-001DT - Dr. Stapert was disciplined by the Board in 2003 for charging a fee to supervisees for his supervision services. When he filed a motion for rehearing or review, the Board declined to consider that motion because it was

McDonald v. Board - CV02-011329 and Board v. McDonald - 1CA-CV02-0518 - In 2001, the Board issued a disciplinary order of probation and censure against Dr. McDonald. Dr. McDonald appealed the decision and the Superior Court vacated the Board's Order. The Board appealed to the Court of



Title Violators

A.R.S. § 32-2084 states that it is a misdemeanor offense for any person not licensed by the Board to use any combination of words, initials, or symbols that leads the public to believe the person making the representation is licensed to use the designation "psychology," "psychological," or "psychologist," or for a person not licensed in Arizona or exempt from licensure to use the designation "psychotherapist" or other derivation of the root word "psycho."

The Board sends notices to unlicensed persons who appear to be violating these laws, informing them of the laws, and requesting that they cease representing themselves as psychologists or advertising in all future telephone books, on business cards, and the like. The Board is authorized by A.R.S. § 32-2083 to obtain a Superior Court order enjoining the unlicensed practice of psychology.

The following is a list of persons who have been issued Title letters since September of 2004:

<u>Name</u>	<u>Title/Advertisement</u>	<u>Location</u>
Sally Dandridge	"Psychologist/Psychotherapist"	Apache Junction
Damaris Drewry	"Psychologist/Psychology"	Tucson
Jackson Friedland	"Psychologist"	Fountain Hills
Jerome Holland	"Psychologist"	Sun City
Jaime Machicado	"Psychology therapy"	Phoenix
Madeline Modrak	"Psychology"	Anthem
Sue Riese	"Psychologist"	Casa Grande
Marvin Rochelle	"Psychologist"	Phoenix
Mitchell Roefe	"Psychologist"	Scottsdale
Tracie Rogers	"Exercise Psychologist"	Phoenix
T.F. Saunders	"Psychologist"	Tucson
Barbara Wright	"Psychologist/Psychological evaluation"	Tucson

Arizona Board of Psychologist Examiners



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The Board's mission is to protect the health, safety and welfare of Arizona citizens by regulating the psychology profession.

Upcoming Board Meeting Dates (2006):

July 7th*
August 4th
September 1st*
October 6th
November 3rd*
December 1st

*teleconference

NAME DROPPING -

It's a little known fact that one of the Board's first Assistant Attorneys General was none other than former Supreme Court Justice Sandra Day O'Connor. Justice O'Connor was an Assistant Attorney General for the State of Arizona from 1965-1969, and was the Board's attorney in 1966 and 1967.



Did you know . . . ?

- The Board received 106 applications for licensure in 2005.
- The Board issued 74 new licenses in 2005.
- The Board received 44 complaints during 2005.
- It takes approximately 90 days to resolve a complaint sent to the Board.

REMEMBER: Psychologists can receive Category I Continuing Education credits in ethics just by attending a Board meeting! Two hours of credit may be obtained for attending 1/2 day, and 4 credit hours may be received for attending the full day. You may complete up to 10 hours of your 60-hour requirement for licensure renewal by attending Board meetings.

Board meetings usually begin at 8:30 a.m. There is typically a "Call to the Public" at 8:45 a.m. on Friday, during which any person may address the Board on any subject, for five minutes. However, the Board may not discuss, consider or take action on any item that is not on the Board's agenda for that day. Check the Board's website for meeting agendas at www.psychboard.az.gov.

Upcoming Complaint Screening Committee Meeting Dates (2006):

June 19th
July 17th
August 21st
September 18th
October 16th
November 20th
December 18th



State of Arizona Board of Psychologist Examiners

CHANGE OF ADDRESS/OTHER INFORMATION FORM

NAME:	FORMER NAME:
LICENSE NUMBER:	E-MAIL ADDRESS:
OLD ADDRESS: <hr/> <hr/> <hr/> <hr/>	NEW ADDRESS: <hr/> <hr/> <hr/> <hr/>
OLD PHONE NUMBER:	NEW PHONE NUMBER:
PREFERRED BOARD MAILING ADDRESS: ___ Business ___ Home/Residential	THIS CHANGE REFLECTS MY: ___ Business Address ___ Home/Residential Address
EFFECTIVE DATE FOR CHANGE:	
SIGNATURE:	

Please Note:

- 1) The Board will use your business address for public records. If you do not have a business address, the Board will use your home address for public records.
- 2) If you wish to change your name, the Board requires a copy of a marriage license, divorce decree, or other court document.
- 3) There is no fee for changing address or other information.
- 4) A.R.S. § 32-2066 requires that: "A licensee shall inform the board in writing of the licensee's current residence address, office address and telephone number within thirty days of each change in this information. The board may assess the costs incurred by the board in locating a licensee and may assess a civil penalty of not more than one hundred dollars against a licensee who fails to notify the board within thirty days from the date of any change of information required to be reported under this subsection."

Fax or mail form to:

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